

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

ELDON AMICK, individually and as
Personal representative of the estate of
BARBARA AMICK, deceased,

Plaintiffs,

v.

CIVIL ACTION NO. 2:13-cv-06593

AMERICAN ELECTRIC
POWER CO., INC., et al.,

Defendants.

JUDGMENT ORDER

In accordance with the Memorandum Opinion and Order entered this day, the Court **GRANTS** Plaintiffs' motion for voluntary dismissal pursuant to Fed. R. Civ. P. 41(a)(2) [ECF 88], **DENIES AS MOOT** defendant American Electric Power Company's ("AEP") supplemental motion for summary judgment [ECF 73], **DENIES AS MOOT** Ohio Power Company's ("OPC") motion for summary judgment [ECF 77], **DENIES AS MOOT** OPC's motion to exclude expert testimony and request for a *Daubert* hearing [ECF 79], **DENIES AS MOOT** OPC's two motions in limine [ECF 91; ECF 92], **DISMISSES WITH PREJUDICE** Plaintiffs' First Amended Complaint [ECF 86] against defendants Ohio Power Company and American Electric Power Company with all costs to be taxed to the party incurring the same, and **DIRECTS** the Clerk to remove this case from the Court's Docket.

IT IS SO ORDERED.

The Court **DIRECTS** the Clerk to send a copy of this Order to counsel of record.

ENTER: July 29, 2014

A handwritten signature in blue ink, appearing to read "Th. Johnston", is written over a horizontal line.

THOMAS E. JOHNSTON
UNITED STATES DISTRICT JUDGE